

Filed on behalf of: Junior Party THOMAS

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

C. DOUGLASS THOMAS and ALAN E. THOMAS
Junior Party
(Patent Nos. 5,974,557, 6,216,235 & 6,487,668),

v.

JACK D. PIPPIN
Senior Party
(Application 10/464,482).

Patent Interference No. 105,802 (JL)
(Technology Center 2100)

NOTICE OF APPEAL/REVIEW

I. APPEAL TO THE COURT OF APPEAL FOR THE FEDERAL CIRCUIT

In accordance with 35 USC § 141 and 37 CFR § 1.301, Applicants elect to APPEAL to the United State Court of Appeals for the Federal Circuit for the following orders, decisions and/or judgments of the Board of Patent Appeals and Interferences in Patent Interference No. **105,802**, including: (i) Order – Decision on Motions, entered September 19, 2012; and (ii) Judgment – Merits – Bd. R. 127, entered September 19, 2012.

In accordance with 35 USC § 142, Bd. R. 41.8(b) and SO ¶ 8.3, please find enclosed a copy of the Notice of Appeal/Review to the Court of Appeals for the Federal Circuit, and accompanying papers, filed by Thomas on November 19, 2012.

Respectfully submitted,

/Robert W. Hahl/

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1 **37 CFR 1.646(e) CERTIFICATE OF SERVICE**
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3 I certify that, on or about the date and time specified below, a copy of this paper (and any
4 accompanying documents) was served on the individuals listed below at their addresses listed
5 below by the highlighted method:

- 6 1. 37 CFR 1.646(c)(4) - first class mail;
7 2. 37 CFR 1.646(c)(5) - express mail; or
8 3. Standing Order ¶16 next business day courier service.
9 4. Standing Order ¶105.3 – Interference web portal
10 5. Standing Order ¶105.3 - email
11

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23 DATE OF SERVICE (SO 105.3): November 19, 2012
24

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28